

TEXT OF PROPOSED REGULATIONS (Original)

**California Code of Regulations
Title 19. Public Safety
Division 1. State Fire Marshal
Chapter 3. Fire Extinguishers
Article 3. General Provisions**

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Article 3. General Provisions

§ 560. General Provisions and Fee Schedule

(a) No person shall engage in the servicing and maintenance of portable fire extinguishers under the scope of this chapter (Section 550.3) without having first submitted a signed application and all documents, necessary to demonstrate compliance with, ~~and after physical inspection of the company facility and having~~ obtained a license from, ~~the State Fire Marshal in accordance with the provisions of this chapter. Licenses shall be processed in accordance with Title 19, California Code of Regulations, Section 3.33.~~

(b) Applications shall be made in writing on forms available by the State Fire Marshal, or through the electronic application process "GOVMotus Fire", located on the State Fire Marshal website: <https://osfm.fire.ca.gov>. Every fire extinguisher concern license or certificate of registration fee required in accordance with the provisions of Section 13189 of the Health and Safety Code shall be paid in legal tender, or by money order or postal note, or valid personal check made payable to the "State Fire Marshal". Fee shall accompany each application for license or certificate of registration as prescribed in Section 560 (d).

(c) Fees are non-refundable and shall be retained by the State Fire Marshal to offset the costs incurred through the processing and evaluation of all applications.

Every fee shall be paid ~~at or~~ as follows:

(1) by mailed to the Sacramento Headquarters Office of the State Fire Marshal at CAL FIRE - Office of the State Fire Marshal, Cashiers Unit - FE Program, P.O. Box 997446, Sacramento, CA 95899-7446, or

(2) submitted through the Office of the State Fire Marshal electronic application process "GOVMotus Fire" or

(3) in person at the Sacramento Headquarters Office of the State Fire Marshal.

(d) The original, upgrade, change of ownership, change of location, re-inspection and annual renewal fee for any license or a certificate of registration issued pursuant to this chapter shall be as follows:

(1) Certificate of Registration pursuant to Section 595.9.....~~\$85~~\$185

(2) A fire extinguisher Concern license for firms engaged in the business of performing for a fee specific acts of servicing portable fire extinguishers pursuant to Section 595.5 or change of ownership.....~~\$625~~ \$1,050

(3) A "L" (Limited) fire extinguisher servicing license for public or private entities not engaged in the business, nor performing for a fee, specific acts pursuant to Section 595.5(a)(7) of servicing their own portable fire extinguishers.....~~\$325~~ \$600

~~(e) Application for renewal of a license or for a certificate of registration, which has expired for one year shall be considered as an original application~~.....~~\$325~~

~~(f)~~(4) Application for change of location or any license revision requiring a physical inspection by a State Fire Marshal designee of a licensed concern pursuant to Section 595.7.....~~\$325~~ \$600

~~(g)~~(5) Certificate of Registration renewal and recertification exam test fee (T19 CCR pursuant to Section section 595.10(c)).....~~\$85~~ \$185

~~(h)~~(6) Inspection fee for second and each subsequent licensing re-inspection..... ~~\$200~~ \$300

~~(i)~~(7) Replacement Certificate of Registration Card or License pursuant to Section 595.4~~\$25~~ \$92.50

(8) Service fee for a returned or dishonored check pursuant to Government Code, Section 6157(b).....~~\$30~~

Note: Authority cited: Sections 13160 and 13189, Health and Safety Code; and Section 6157(b), Government Code. Reference: Sections 13160, 13164, 13165, 13176, 13177, 13178 and 13189, Health and Safety Code; and Section 6157(b), Government Code.

§ 560.01. Incorporated References.

(a) The following forms, in the format developed by the State Fire Marshal, are hereby incorporated by reference, and available by the State Fire Marshal, or through the electronic application process "GOVmotus Fire", located on the State Fire Marshal website at: <https://osfm.fire.ca.gov>. Forms must be used when applying for a Portable Fire Extinguisher License or Certificate of Registration. Such forms shall be accompanied by the prescribed fees in Section 560(d).

1. Application for Concern License or Change (FE-1 dated 10-2020)
2. Application for Limited Concern License or Change (FE-2 dated 10-2020)
3. Application for Certificate of Registration or Change (FE-3 dated 10-2020)
4. Application for Replacement Certificate of Registration Card (FE-4 dated 10-2020)

NOTE: Authority cited: Section 13160, Health and Safety Code. Reference: Section 13160, Health and Safety Code.

Article 8. Licensing and Certificates of Registration

§ 595.2. Expired Documents.

Application for renewal of any license or Certificate of Registration which has expired for less than one year from date of expiration shall pay the original fee plus a fifty percent (50%) penalty fee. Application for renewal of any class of license or for a Certificate of Registration which has expired for more than one year shall be considered as an original application.

Note: Authority cited: Section 13160, Health and Safety Code. Reference cited: Sections 13160, 13166, 13167, 13179, 13180, 13189, Health and Safety Code.

§ 595.4. ~~Duplicate Replacement~~ Issuance.

A ~~duplicate replacement license or Certificate of Registration card~~ may be issued by the State Fire Marshal. A written statement describing the reasons for the ~~duplicate replacement~~ issuance shall be submitted by the ~~licensee or registrant~~ before ~~duplicate replacement~~ will be issued. The statement shall explain fully the reason for the ~~destruction of the license certificate of registration card~~. A fee equal to fifty percent (50%) of the original fee shall be submitted for the issuance of a ~~duplicate replacement certificate of registration card~~.

Note: Authority: Section 13160, Health and Safety Code. Reference: Sections 13160, 13175 and 13183, Health and Safety Code.

§ 595.7. Business location.

For purpose of licensing, post office box numbers, Commercial Mail Receiving Agency (CMRA), mail forwarding establishments, telephone answering service establishments and other such similar establishments are not acceptable as physical business locations. Licensees shall provide the State Fire Marshal with the actual physical business location from which business is conducted. This address shall match the physical address as listed on the Fire Extinguisher Concern License. Each applicant shall furnish a valid local business license from the local community that matches their physical address as listed on the "Fire Extinguisher Concern License". A licensed concern shall notify the State Fire Marshal of a change of location on a Fire Extinguisher Application for Concern License Status/ or Change application form and submit a fee of \$125.00 as prescribed in Section 560.

Note: Authority: Section 13160, Health and Safety Code. Reference: Sections 13160, 13163, 13164, 13169, 13170, 13172 and 13174, Health and Safety Code.

§ 595.10. Examination Procedures.

(d) Any applicant failing to take an examination applied for within thirty (30) ninety (90) days of the date of eligibility must re-apply for the intended examination with payment of appropriate fees. These fees are non-refundable in accordance with Section 560(c).

Note: Authority: Section 13160, Health and Safety Code. Reference: Sections 13160, 13177, 13178 and 13185, Health and Safety Code